

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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RICHARD DIAZ,

Petitioner,

20 **CIVIL** 0154 (ER)

-against-

JUDGMENT

SUPERINTENDENT MATTHEW THOMS,
SUPERINTENDENT OF THE FIVE POINTS
CORRECTIONAL FACILITY,

Respondent.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion & Order dated June 16, 2025, the Court adopts the R&R in its entirety. Diaz's habeas corpus petition is thus denied. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this Opinion & Order issued on June 16, 2025, would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. Cf *Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that appellant demonstrates good faith when seeking review of a nonfrivolous issue).

Dated: New York, New York
June 16, 2025

TAMMI M. HELLWIG

Clerk of Court

BY:



Deputy Clerk